

**DECLARATION (37 CFR 1.63) FOR UTILITY OR DESIGN APPLICATION  
USING AN APPLICATION DATA SHEET (37 CFR 1.76)**

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As the below named inventor(s), I/we declare that:

This declaration is directed to:

- ☐ The attached application, or  
☒ Application No. 10,026,374 filed on December 21, 2001  
☐ as amended on \_\_\_\_\_ (if applicable);

I/we believe that I/we am/are the original and first inventor(s) of the subject matter which is claimed and for which a patent is sought;

I/we have reviewed and understand the contents of the above-identified application, including the claims, as amended by any amendment specifically referred to above;

I/we acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me/us to be material to patentability as defined in 37 CFR 1.56, including material information which became available between the filing date of the prior application and the National or PCT International filing date of the continuation-in-part application, if applicable; and

All statements made herein of my/our own knowledge are true, all statements made herein on information and belief are believed to be true, and further that these statements were made with the knowledge that willful false statements and the like are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001, and may jeopardize the validity of the application or any patent issuing thereon.

**FULL NAME OF INVENTOR(S)**

Inventor 1 Eugeny A. Lukhtanov Date: 4-24-02

Signature: E Lukhtanov Citizen of: Russian Federation

Inventor 2 Alexei V. Vorobiev Date: 4-25-02

Signature: A. Vorobiev Citizen of: Russian Federation

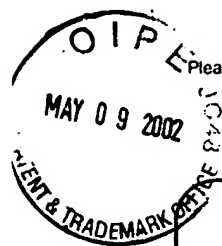
Inventor 3 Michael W. Reed Date: 4/24/02

Signature: M Reed Citizen of: United States

Inventor 4 Nicolaas M.J. Vermeulen Date: 4/23/02

Signature: N M J Vermeulen Citizen of: United States

☐ Additional inventors are being named on form(s) attached hereto.



Please type a plus sign (+) inside this box → +

PTO/SB/81 (10-00)  
Approved for use through 10/31/2002. OMB 0651-0035  
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## POWER OF ATTORNEY OR AUTHORIZATION OF AGENT

Applicati n Number	10,026,374
Filing Dat	12/21/01
First Nam d Inv ntor	Eugeny A. Lukhtanov
Group Art Unit	1633
Examiner Name	Unassigned
Attorney Docket Number	17682A-007310US

I hereby appoint:

☒ Practitioners at Customer Number

20350

Place Customer  
Number Bar Code  
Label here

☐ Practitioner(s) named below:

Name	Registration Number

as my/our attorney(s) or agent(s) to prosecute the application identified above, and to transact all business in the Patent and Trademark Office connected therewith.

Please change the correspondence address for the above-identified application to:

☒ The above-mentioned Customer Number.

OR

☐ Firm or  
Individual Name

Address

Address

City

State

ZIP

Country

Telephone

Fax

I am the:

☐ Applicant/Inventor.

☒ Assignee of record of the entire interest. See 37 CFR 3.71.

Certificate under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96).

### SIGNATURE of Applicant or Assignee of Record

Name

Bert W. Hogue

Vice President, Chief Financial Officer

Signature

Date

4/26/02

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below\*.

☒ \*Total of 1 form is submitted.

Burden Hour Statement: This form is estimated to take 3 minutes to complete. Time will vary depending upon the needs of the individual case. Any Comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

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**STATEMENT UNDER 37 CFR 3.73(b)**Applicant/Patent Owner: Eugeny A. Lukhtanov; Alexei V. Vorobiev; Michael W. Reed; and Nicolaas M.J. Vermeulen.Application No./Patent No.: 10/026,374Filed/Issue Date: December 21, 2001Entitled: COMPOUNDS AND METHODS FOR FLUORESCENT LABELING

Epoch Biosciences, Inc.

a Corporation

(Name of Assignee)

(Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1. ☒ the assignee of the entire right, title, and interest; or
2. ☐ an assignee of an undivided part interest

in the patent application/patent identified above by virtue of either:

- A. ☒ An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

OR

- B. ☐ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as shown below:

1. From: \_\_\_\_\_ To: \_\_\_\_\_  
The document was recorded in the United States Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

2. From: \_\_\_\_\_ To: \_\_\_\_\_  
The document was recorded in the United States Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

3. From: \_\_\_\_\_ To: \_\_\_\_\_  
The document was recorded in the United States Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

☐ Additional documents in the chain of title are listed on a supplemental sheet.

- ☐ Copies of assignments or other documents in the chain of title are attached.

**[NOTE:** A separate copy (i.e., the original assignment document or a true copy of the original document) must be submitted to Assignment Division in accordance with 37 CFR Part 3, if the assignment is to be recorded in the records of the USPTO. See MPEP 302.8]

The undersigned (whose title is supplied below) is empowered to sign this statement on behalf of the assignee.

4/26/02  
Date

Bert W. Hogue  
Signature

Bert W. Hogue

Typed or printed name

Vice President & CFO

Title

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Attorney Docket No.: 17682A-007310US  
Client Reference No.: 157

ASSIGNMENT OF PATENT APPLICATION

JOINT

WHEREAS, Eugeny A. Lukhtanov of 21013 49th Avenue, SE, Bothell, WA 98021; Alexei V. Vorobiev of 20320 Bothell-Everett Hwy, #D-203, Bothell, WA 98012; Michael W. Reed of 3575 NE 180th Street, Seattle, WA 98155; Nicolaas M.J. Vermeulen of 19334 196th Avenue, NE, Woodinville, WA 98072; hereinafter referred to as "Assignors," are the inventors of the invention described and set forth in the below-identified application for United States Letters Patent:

Title of Invention: COMPOUNDS AND METHODS FOR FLUORESCENT LABELING

Date(s) of execution of Declaration: 04/24/04, 04/25/02, 04/24/02 and 04/23/02

Filing Date: December 21, 2001

Application No.: 10/026,374


WHEREAS, Epoch Biosciences, Inc., a corporation of the state of Delaware, located at 21720 - 23rd Dr., SE, #150, Bothell, WA, 98021, hereinafter referred to as "ASSIGNEE," is desirous of acquiring an interest in the invention and application and in any U.S. Letters Patent and Registrations which may be granted on the same;

For good and valuable consideration, receipt of which is hereby acknowledged by Assignors, Assignors have assigned, and by these presents do assign to Assignee all right, title and interest in and to the invention and application and to all foreign counterparts (including patent, utility model and industrial designs), and in and to any Letters Patent and Registrations which may hereafter be granted on the same in the United States and all countries throughout the world, and to claim the priority from the application as provided by the Paris Convention. The right, title and interest is to be held and enjoyed by Assignee and Assignee's successors and assigns as fully and exclusively as it would have been held and enjoyed by Assignors had this Assignment not been made, for the full term of any Letters Patent and Registrations which may be granted thereon, or of any division, renewal, continuation in whole or in part, substitution, conversion, reissue, prolongation or extension thereof.

Assignors further agree that they will, without charge to Assignee, but at Assignee's expense, (a) cooperate with Assignee in the prosecution of U.S. Patent applications and foreign counterparts on the invention and any improvements, (b) execute, verify, acknowledge and deliver all such further papers, including patent applications and instruments of transfer, and (c) perform such other acts as Assignee lawfully may request to obtain or maintain Letters Patent and Registrations for the invention and improvements in any and all countries, and to vest title thereto in Assignee, or Assignee's successors and assigns.

NOT FOR RECORDATION

Dated: 4/24/02

  
Michael W. Reed

SIGNATURE WITNESSED BY:

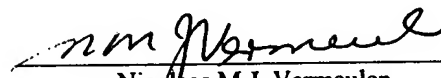
(1) Dated: 4/24/02



(2) Dated: 4/24/02



Dated: 04-23-02

  
Nicolaas M.J. Vermeulen

SIGNATURE WITNESSED BY:

(1) Dated: 4/23/02



(2) Dated: 4/23/02



IN TESTIMONY WHEREOF, Assignors have signed their names on the dates indicated.

Dated: 4-24-02

E Lukhtanov  
Eugeny A. Lukhtanov

SIGNATURE WITNESSED BY:

(1) Dated: 4-24-02

Jana Howe

(2) Dated: 4/24/02

Kathryn Maurice

Dated: 4-25-02

A. Vorobiev  
Alexei V. Vorobiev

SIGNATURE WITNESSED BY:

(1) Dated: 4-25-02

Jana Howe

(2) Dated: 4/25/02

Kathryn Maurice